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12 *Nellie LLC, 1421 Capital LLC and Associate Capital LLC*

13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 SNOW COVERED CAPITAL, LLC,

16 Plaintiff,

17 vs.

18
19 WILLIAM WEIDNER, ANDREW FONFA,
DAVID JACOBY, and LUCKY DRAGON LP,

20 Defendants.

21 SHELLEY D. KROHN, Chapter 7 Trustee of
22 the LUCKY DRAGON, LP Estate,

23 Counter-claimant,

24 vs.

25 SNOW COVERED CAPITAL, LLC, NELLIE
26 LLC, 1421 CAPITAL LLC, and ASSOCIATE
CAPITAL, LLC,

27 Counter-defendants.

Case No. 2:19-cv-00595-JAD-NJK

**JOINT MOTION FOR STAY OF
CURRENT DEADLINES APPLICABLE
TO SETTLING PARTIES**

1 **TO: JUDGES DORSEY AND KOPPE:**

2 In light of the pending settlement between them, *see* ECF No. 98, Plaintiff and Counterclaim
3 Defendants Snow Covered Capital, LLC (“SCC”); Defendant, Counterclaimant, and Third Party
4 Plaintiff Lucky Dragon, LP; and Potential Third Party Defendants Nellie LLC, 1421 Capital LLC, and
5 Associate Capital LLC *jointly move this Court to stay* all of the deadlines applicable solely to them at
6 this point in time.

7
8 At the present time, only one such deadline exists: the deadline for filing the Potential Third
9 Party Defendants’ response to the Trustee’s “First Amended Answer and Counterclaim” (ECF 61). The
10 parties recently stipulated to an extension of that deadline to October 15, 2019 by joint motion (ECF No.
11 93) and this Court so ordered that stipulation on October 2, 2019 (ECF No. 94).

12 As those Potential Third Party Defendants will be released under the settlement documents, no
13 party to the now-filed settlement, nor this Court, has any interest in those potential defendants’ filing
14 their motions to dismiss on October 15th¹, or in the rounds of briefing that would then follow.
15 Accordingly, the undersigned parties respectfully request that this Court extend the deadline for the
16 Potential Third Party Defendants’ response to November 1, 2019, and also stay any other deadlines
17 between the Trustee, in the one hand, and SCC and the Potential Third Party Defendants, on the other
18 hand, that may arise between now and November 1st.
19

20
21 **IT IS SO ORDERED.**

22 
23 U.S. MAGISTRATE JUDGE

24 Respectfully submitted,

25 By: /s/Gary Milne
26 Douglas D. Gerrard (NV Bar No. 5353)
27 Gary Milne

DATED: October 11, 2019

By: /s/ James D. McCarthy
James D. McCarthy (*pro hac vice*)
Jason P. Fulton (*pro hac vice*)
DIAMOND MCCARTHY, LLP

28 ¹ October 15th is one day before the Trustee’s settlement approval motion will be heard in the Bankruptcy Court.

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